

STATE OF ILLINOIS
HUMAN RIGHTS COMMISSION

James R. Thompson Center
IDHS – Murdock Room
100 W. Randolph Street, Suite 5-300
Chicago, Illinois 60601

Meeting of Panel D
June 13, 2012
11:15 a.m.

MINUTES

Present:

Commissioners	Rozanne Ronen Nabi Fakroddin Robert A. Cantone
Staff	Donyelle L. Gray Evelio Mora Bricia Herrera
Public	none

I. Call to Order.

A meeting of Human Rights Commission Panel D was called to order on June 13, 2012, at 11:15 a.m. by Panel Chair Rozanne Ronen.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 et seq., it was determined that:

- 1) A quorum of the public body was present at the meeting.

II. Consideration of Minutes.

The minutes of the meeting of February 15, 2012, were approved as submitted by staff. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

III. Requests for Review

- A. *Penny Washington v. Jewel Food Store*
Charge No.: 2010CP2066 ALS No.: 10-0876

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 3-0.

- B. *Penney Washington v. Little People's Pre School*
Charge No.: 2010CF2079 ALS No.: 11-0020

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 3-0.

- C. *Penney Washington v. McCallister Nursing and Rehab, LLC*
Charge No.: 2009CP3413 ALS No.: 10-0877

The Panel sustained the Notice of Default in the above-referenced matter. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 2-1.

- D. *Dorothy Murphy v. Fairmont Care Center*
Charge No.: 2010CA2108 ALS No.: 10-0875

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

- E. *Richard Finley v. Illinois Environmental Agency*
Charge No.: 2010CF1765 ALS No.: 11-0012

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 3-0.

- F. *Leslie Mitchner v. Cook County Cermak Health Services*
Charge No.: 2009CF4103 ALS No.: 11-0028

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

G. *Francisco J. Aguirre v. John Crane, Inc.*
Charge No.: 2010CA1186 ALS No.: 11-0034

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 3-0.

H. *Sababu Meeks v. University of Illinois at Chicago*
Charge No.: 2009CF3205 ALS No.: 11-0033

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

I. *Maxine Ross v. Alternative Treatment Center*
Charge No.: 2010SA1289 ALS No.: 11-0031

The Panel vacated the dismissal of Counts A and B of the charge in the above-referenced matter and entered a finding of Substantial Evidence as to Counts A and B. The Panel sustained the dismissal of Count C of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 3-0.

J. *Allen Giacchetti v. Cook County Sheriff*
Charge No.: 2010CF0908 ALS No.: 11-0032

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

K. *Laurence Helene Rabe v. United Airlines*
Charge No.: 2009CA1718 ALS No.: 11-0035

The Panel sustained the dismissal of Counts A, B, C and D of the charge in the above-referenced matter for Lack of Jurisdiction. The Panel sustained the dismissal of Counts E, F, G, and I of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

L. *Verna Betts v. Loraine Pavlis*
Charge No.: 2009CN3731 ALS No.: 10-0857

The Panel vacated the dismissal of the charge in the above-referenced matter and ordered the matter by remanded to the Department for entry of a finding of Substantial

Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 3-0.

M. Verna Betts v. Richco Incorporated

Charge No.: 2009CA3953

ALS No.: 11-0068

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence and Lack of Jurisdiction. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 3-0.

N. Verna Betts v. Richco Incorporated

Charge No.: 2009CA3730

ALS No.: 11-0067

The Panel vacated the dismissal of Count A of the charge in the above-referenced matter and ordered the matter by remanded to the Department for entry of a finding of Substantial Evidence as to Count A. The Panel sustained the dismissal of Counts B, C, D, E, F, G, H, I, J, K, L and M of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 3-0.

IV. Petition for Default Order

A. Renee Kirk v. Robert Gutierrez-Spagnoli

Charge No.: 2011CN3052

ALS No.: 12-0165

The Panel voted to grant the Petition. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

B. Alicia M. Colon v. Dunkin Donuts

Charge No.: 2011CF1908

ALS No.: 12-0166

The Panel voted to grant the Petition. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

V. Motion to Vacate the Recommended Order and Decision of the Administrative Law Judge

Arvey Basa v. United Airlines

Charge No.: 2010CN2598

ALS No.: 11-0265

The Panel voted to grant the Motion. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

VI. Agreed Motion to Strike or Withdraw Notice from Official Record

Dennis King v. Stenograph, LLC

Charge Nos.: 2008CF0928, 2008CF2064 ALS No.: 08-0398C

The Panel voted to grant the Motion. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

VII. Motion to Voluntarily Withdraw Requests for Review

Larry Rubin v. Albany Care

Charge Nos.: 2010CH3221, 2011CH1343 ALS Nos.: 10-0670, 11-0386

The Panel voted to grant the Motion. Motion made by Commissioner Nabi, seconded by Commissioner Cantone. Motion carried 3-0.

VIII. Adjournment.

The meeting was adjourned at 12:24 p.m. Motion made by Commissioner Cantone, seconded by Commissioner Nabi. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray
General Counsel